17-A

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No: 09/941,057

Filed: August 28, 2001

Inventor(s):

Steven W. Rogers and Jeffrey L. Kodosky

Title: System and Method for Analyzing a Graphical Program Using Debugging Graphical

Programs
Examiner: Unknown

Group/Art Unit: 2122

Atty. Dkt. No: 5150-59901

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on the date indicated below.

Jeffrey C. Hood

THU KA

03C0x

RESPONSE TO NOTICE OF OMITTED ITEMS
IN A NON-PROVISIONAL APPLICATION

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

In response to the Notice of Omitted Items in a Non-Provisional Application, mailed October 2, 2001 there is enclosed herewith:

- 1. Preliminary Amendment;
- 2. Copy of Notice of Omitted Items form; and
- 3. A return postcard to acknowledge receipt of these materials. Please stamp and return this postcard to the undersigned.

No fees are anticipated, however, if fees are due, the Commissioner is authorized to charge any fees which may be required, to Conley, Rose & Tayon, P.C. Deposit Account No. 501505/5150-59901/JCH.

Please address all correspondence in connection with this application to:

Jeffrey C. Hood Conley, Rose & Tayon, P.C. P.O. Box 398 Austin, TX 78767-0398 Ph: (512) 703-1246

Respectfully submitted,

AN C M

Jeffrey C. Hood Reg. No. 35,198

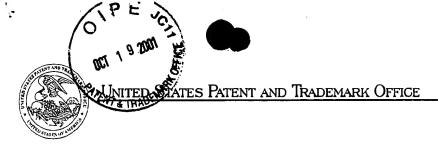
ATTORNEY FOR APPLICANT(S)

Conley, Rose & Tayon P.O. Box 398 Austin, TX 78767-0398

Ph: (512) 703-1246

Date: ////6/7001





COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
WWW.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/941.057

Conley, Rose, & Tayon, P.C.

Jeffrey C. Hood

P.O. Box 398 Austin, TX 78767 08/28/2001

Steven W. Rogers

5150-59901

CONFIRMATION NO. 5661

FORMALITIES LETTER

OC000000006826721

Date Mailed: 10/02/2001

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 1A described in the specification.
- I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit must be filed within TWO MONTHS of the date of this Notice. The petition fee will be refunded if is determined that the item(s) was received by the USPTO.
- II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date must be filed within TWO MONTHS of the date of this Notice.
- III. The failure to file a petition (and petition fee) under the above options (I) or (II) within TWO MONTHS of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b). In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE